

CONSENT AGENDA  
ITEM NO. 6

**CITY OF SAN ANTONIO  
PUBLIC WORKS DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Sheryl Sculley, City Manager

**FROM:** Thomas G. Wendorf, P.E., Director of Public Works

**SUBJECT:** Commercial Tributary to 6 Mile Creek, Phase I

**DATE:** March 30, 2006

**SUMMARY AND RECOMMENDATIONS**

An ordinance authorizing the City Manager or her designee to negotiate and execute a professional engineering services agreement with HNTB, Inc. and appropriating funds in an amount not to exceed \$1,400,000.00, authorizing \$98,000.00 for Capital Administrative Costs, and \$1,500.00 for Environmental Services, for a total ordinance amount of \$1,499,500.00, in connection with Design of the Commercial Tributary to 6 Mile Creek, Phase I project, an authorized 2005 Storm Water Revenue Bond funded project located in Districts 3 and 4.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

This project provides for the design and construction of drainage improvements on the Commercial Tributary to 6 Mile Creek, Phase I, which are necessary to bring the drainage structures up to code standards with the 100-year design storm plan. The first phase limits design and construction from the downstream end at 6 Mile Creek upstream through Petaluma.

HNTB will provide complete design for channel reconstruction and drainage improvements for Commercial Tributary to 6 Mile Creek, Phase I. Included in this design is a Phase A design report and jurisdictional determination for the Corps of Engineers 404 permit, which will be evaluated to determine the limits of construction for this project. Upon that determination, HNTB will complete Phase B and Final design for this project. This contract will also provide Bid Phase and Construction Phase engineering services when construction of this project is authorized.

**POLICY ANALYSIS**

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 2005 Storm Water Revenue Bond funded projects.

## **FISCAL IMPACT**

This is a one-time capital improvement expenditure within budget and included in the FY 06-11 Capital Improvement Program Budget. Funds in the amount of \$1,499,500.00 are available from 2005 Storm Water Revenue bond funds to be appropriated and payable as follows:

\$ 1,400,000.00	payable for professional engineering services
\$ 98,000.00	for capital administrative costs
\$ 1,500.00	for environmental services

## **COORDINATION**

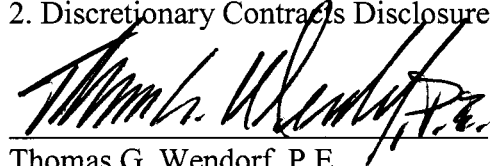
This request has been coordinated with the Office of Budget and Management and the Finance Department.

## **SUPPLEMENTARY COMMENTS**

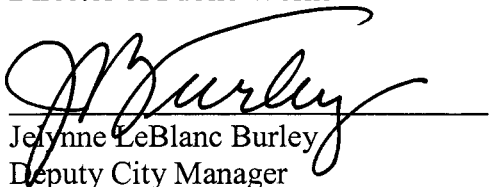
The Discretionary Contracts Disclosure form required by the Ethics Ordinance is attached.

## **ATTACHMENTS**

1. Project Map
2. Discretionary Contracts Disclosure Form

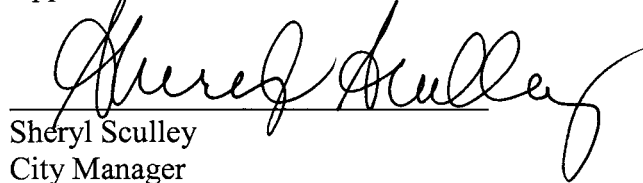


Thomas G. Wendorf, P.E.  
Director of Public Works



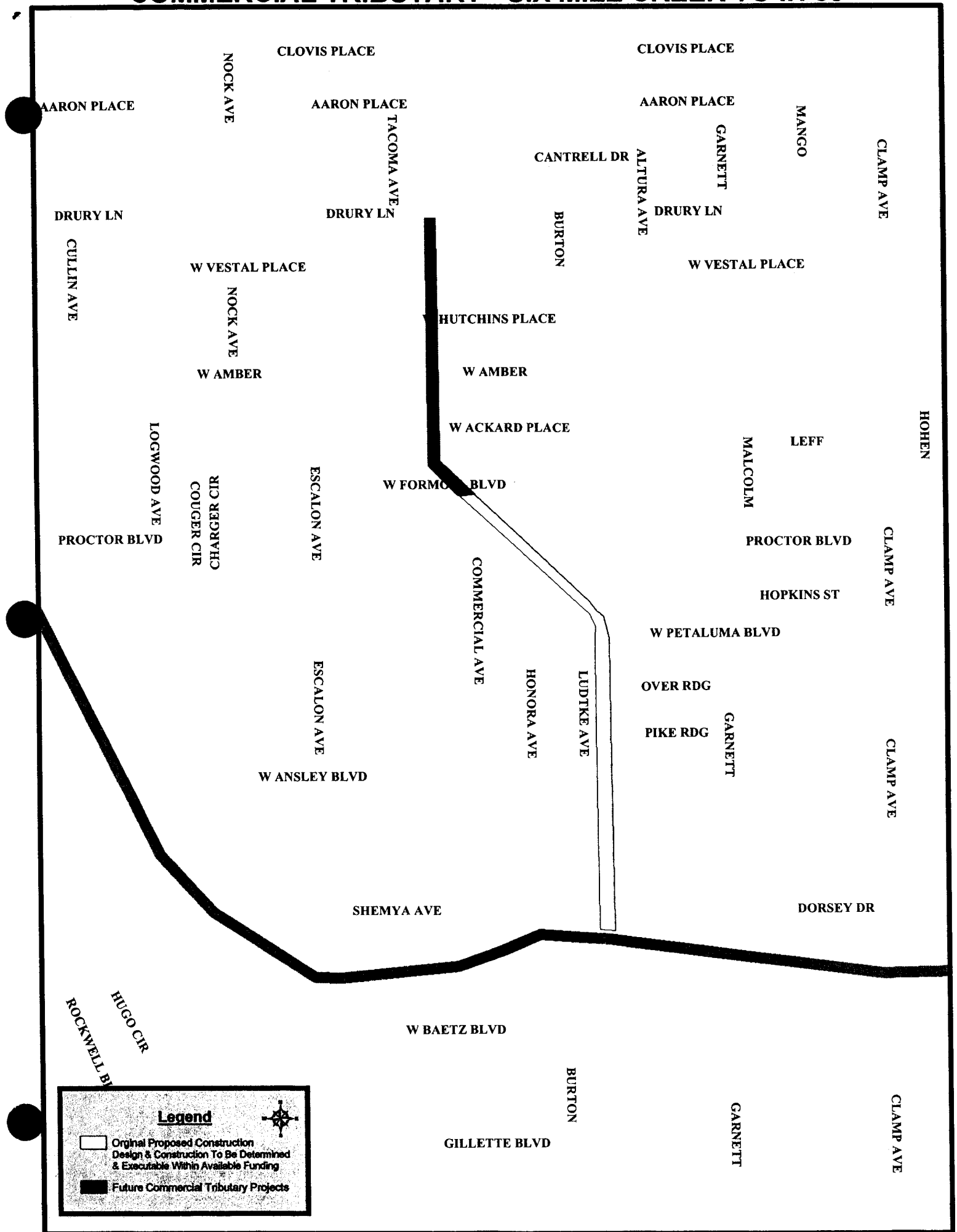
Jelynn LeBlanc Burley  
Deputy City Manager

Approved for Council Consideration:



Sheryl Sculley  
City Manager

# COMMERCIAL TRIBUTARY - SIX MILE CREEK TO IH 35



**City of San Antonio**  
**Discretionary Contracts Disclosure**

*For use of this form, see Section 2-59 through 2-61 of the City Code (Ethics Code)  
Attach additional sheets if space provided is not sufficient.*

**(1) Identify any individual or business entity<sup>1</sup> that is a party to the discretionary contract:**

**HNTB Corporation**

**(2) Identify any individual or business entity which is a *partner, parent* or *subsidiary* business entity, of any individual or business entity identified above in Box (1):**

☒ **No partner, parent or subsidiary; or**

**List partner, parent or subsidiary of each party to the contract and identify the corresponding party:**

**(3) Identify any individual or business entity that would be a *subcontractor* on the discretionary contract.**

☐ **No subcontractor(s); or**

**List subcontractors:**

**Bain Medina Bain, Inc.**

**Maestas & Bailey, Inc.**

**National Blue Print Co., Inc.**

**(4) Identify any *lobbyist* or *public relations firm* employed by any party to the discretionary contract for purposes related to seeking the discretionary contract.**

☒ **No lobbyist or public relations firm employed; or**

**List lobbyists or public relations firms:**

<sup>1</sup> A business entity means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law. A sole proprietor should list the name of the individual and the d/b/a, if any.

**(5) Political Contributions**

List all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under Box (1), (2), (3) or (4) above, or by the officers, owners of any business entity listed in Box (1), (2) or (3):

☒ No contributions made; If contributions made, list below:

By Whom Made:	To Whom Made:	Amount:	Date of Contribution:


**(6) Disclosures in Proposals**

Any individual or business entity seeking a discretionary contract with the city must disclose any known facts which, reasonably understood, raise a question<sup>2</sup> as to whether any city official or employee would violate Section 2-43 of the City Code (Ethics Code), ("conflicts of interest") by participating in official action relating to the discretionary contract.

☒ Party not aware of facts which would raise a "conflicts-of-interest" issue under Section 2-43 of the City Code; or

Party aware of the following facts:

This form is required to be supplemented in the event there is any change in the information before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed, whichever occurs first.

Signature: 	Title: Vice President  Company or D/B/A: HNTB Corporation	Date: 2/20/06
---	--	------------------

<sup>2</sup> For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.